

**FILED** United States District Court

APR 18 4 35 PM '05

DISTRICT OF DELAWARE

CLERK  
U.S. DISTRICT COURT  
DISTRICT OF DELAWARE  
UNITED STATES OF AMERICA

**ORDER OF TEMPORARY DETENTION  
PENDING HEARING PURSUANT TO  
BAIL REFORM ACT**

V.

Case Number: 05-76M-1

Alirio Gallego-Duque

Defendant

Upon motion of the **Government**, it is ORDERED that a **Preliminary Hearing and Detention Hearing** is set for 1/22/01 \* at 10:30  
Date Time

before HONORABLE MARY PAT THYNGE, UNITED STATES MAGISTRATE JUDGE  
Name of Judicial Officer

COURTROOM #6C, 6<sup>TH</sup> FLOOR, BOGGS FEDERAL BLDG., 844 KING ST., WILMINGTON, DE  
Location of Judicial Officer

Pending this hearing, the defendant shall be held in custody by (the United States Marshal) (\_\_\_\_\_)

and produced for the hearing.

4/18/05

Date \_\_\_\_\_

  
Judicial Officer

Judicial Officer

\*If not held immediately upon defendant's first appearance, the hearing may be continued for up to three days upon motion of the Government, or up to five days upon motion of the defendant. 18 U.S.C. §3142(f)(2).

S3142(f)(2). A hearing is required whenever the conditions set forth in 18 U.S.C. §3142(f) are present. Subsection (1) sets forth the grounds that may be asserted only by the attorney for the Government; subsection (2) states that a hearing is mandated upon the motion of the attorney for the Government or upon the judicial officer's own motion if there is a serious risk that the defendant (a) will flee or (b) will obstruct or attempt to obstruct justice, or threaten, injure, or intimidate, or attempt to threaten, injure, or intimidate a prospective witness or juror.